

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Carla B. Cowan
Carla B. Cowan

#41 Reg for
Refund
10-15-01

Applicant : John L. Creigh
Application No. : 09/747,327
Filed : December 21, 2000
Title : SYSTEM AND METHOD FOR PROVIDING
COMPATIBILITY BETWEEN DIFFERENT
TRANSCIEVERS IN A MULTI-PAIR
COMMUNICATION SYSTEM
Grp./Div. : Not Yet Assigned
Examiner : Not Yet Assigned
Docket No. : 36981/SDB/B600

OFFICE OF FINANCE
REFUND BRANCH
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OFFICE

REQUEST FOR REFUND

Commissioner of Patent and Trademarks
Box 17
Washington, D.C. 20231

P.O. Box 7068
Pasadena, CA 91109-7068
August 24, 2001

Commissioner:

Applicant hereby requests a refund of extension fees paid in connection with the Response to Notice to File Missing Parts that Applicant mailed on July 19, 2001. Applicant is entitled to a refund because Applicant did not receive the Notice of Missing Parts and, hence, was not aware that the time for response without payment of extension fees had passed.

This application was filed on December 21, 2001. Subsequent to this date Applicant received a return postcard indicating that the application had been received and assigned the serial number referenced above. After giving the USPTO a reasonable amount of time to process the application, on July 10, 2001 Applicant inquired with the U.S. Patent Office (telephone number 703-308-1202) regarding the status of this application. During this telephone call Applicant was informed by a representative of the U.S. Patent Office that a Notice of Missing Parts had been mailed on February, 20, 2001. Applicant has not been able to obtain a copy of this Notice of Missing Parts despite numerous attempts to do so after July 10, 2001.

Adjustment date: 10/22/2001 GTEFFERA
07/25/2001 HADB11 00000027 09747327
03 FC:117 -890.00 OP

1- Repln. Ref: 10/22/2001 GTEFFERA 0018300700
DAB:031728 Name/Number:09747327
FC: 704 \$890.00 CR

Application No. 09/747,327

To avoid possible abandonment of this application, Applicant filed a Response to Notice to File Missing Parts and paid fees for a three month extension of time on July 19, 2001.

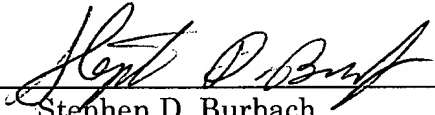
Applicant now requests a refund of the \$890 paid for the three month extension of time. Applicant should not be required to pay extension fees in this case because prior to July 10, 2001, Applicant was not aware that the time for responding to the Notice of Missing Parts without payment of extension fees had passed. Had Applicant been given the opportunity to respond without payment of an extension fee, Applicant would have done so--as evidenced by Applicant's mailing of its Response on July 19; nine days after Applicant received notice that a Missing Parts was pending.

Applicant requests that the refund be deposited in Deposit Account No. 03-1728. Please show the docket number set forth above with the credit to this deposit account.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By


Stephen D. Burbach

Reg. No. 40,285

626/795-9900

SDB/cbc

Enclosures

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